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18 *Counsel for Defendant Tezos Stiftung*

19 UNITED STATES DISTRICT COURT  
20  
21 NORTHERN DISTRICT OF CALIFORNIA

22 IN RE TEZOS SECURITIES LITIGATION

Master File No. 17-cv-06779-RS

**CLASS ACTION**

23 This document relates to:

24 ALL ACTIONS.

**DEFENDANT TEZOS STIFTUNG'S  
RESPONSE TO PLAINTIFFS' MOTION  
TO SUBSTITUTE LEAD PLAINTIFF**

25 Date: March 7, 2019  
26 Time: 1:30 p.m.  
27 Dept.: Courtroom 3, 17th Floor  
28 Judge: Hon. Richard Seeborg

1 Defendant Tezos Stiftung (the “Tezos Foundation”) hereby joins in the relief requested  
2 by Defendants Arthur Breitman, Kathleen Breitman, and Dynamic Ledger Solutions Inc. [Dkt.  
3 No. 201] that the Court (1) reopen the Private Securities Litigation Reform Act lead plaintiff  
4 selection process, (2) require the substitute lead plaintiff or plaintiffs to file an amended  
5 complaint that sets forth their residency, their location at the time of any contribution to the July  
6 2017 fundraiser, and their knowledge of the Contribution Terms prior to making such  
7 contribution, permitting the defendants an opportunity to respond to such amended pleading  
8 pursuant to Federal Rule of Civil Procedure 12, and (3) deny the pending motion for class  
9 certification without prejudice. The Tezos Foundation believes that such an approach would be  
10 most efficient for the Court and all parties. The Tezos Foundation takes no position on which  
11 lead plaintiff or plaintiffs, or plaintiffs’ counsel, the Court should appoint to prosecute this matter.  
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1 Dated: February 8, 2019

DAVIS POLK & WARDWELL LLP

2 By: /s/ Neal A. Potischman

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